

~~PROPOSED~~ ORDER/COVER SHEETTO: Honorable Wayne D. Brazil  
U.S. Magistrate Judge**FILED**

RE: Winslow Norton

FROM: Claudette M. Silvera, Chief  
U.S. Pretrial Services Officer

MAR 24 2008

DOCKET NO.: CR 07-00683 DLJ

DATE: March 24, 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

THE ATTACHED MEMORANDUM WAS PREPARED BY PRETRIAL SERVICES OFFICER:

Paul Mamaril  
U.S. PRETRIAL SERVICES OFFICER510-637-3757  
TELEPHONE NUMBER

RE: MODIFICATION OF CONDITIONS (OR INFORMATION/VIOLATION)

We are requesting direction from the Court. Please initial the appropriate box(es), and return this form to us so that we may comply with your instructions.

- ☐ I have reviewed the information that you have supplied. I do not believe that this matter requires any action by this Court at this time.
- ☒ Inform all parties concerned that I will conduct a Bail Review Hearing in Courtroom No. 4 on 3/24/08 at 10:00am.
- ☐ Inform all parties concerned that a Bail Review Hearing will be conducted by: Magistrate Judge \_\_\_\_\_ Presiding District Court Judge \_\_\_\_\_
- ☐ I agree with the recommendation of the Pretrial Services Officer and hereby modify the defendant's Pretrial Release conditions as indicated below:
- ☐ Modification(s)
- A.
- B.
- ☐ Bail Revoked/Bench Warrant Issued.
- ☐ I am returning the signed order and direct that a copy be provided to the Court file and all interested parties(AUSA and Defense Counsel).
- ☐ Other Instructions:

Wayne D. Brazil  
JUDICIAL OFFICER3/24/08  
DATE

Cover Sheet (12/03/02)

cc: WJB's, Stotts, Copy to parties via ECF  
Pretrial, Frances, Financial

**To:** Honorable Wayne D. Brazil  
U.S. Magistrate Judge  
**From:** Paul Mamaril  
U.S. Pretrial Services Officer  
**Subject:** WINSLOW NORTON  
CR 07-00683 DLJ



## MEMORANDUM

### NOTICE OF VIOLATION OF RELEASE CONDITIONS

**Date:** March 24, 2008

Your Honor:

The above-captioned individual was released by the Court with supervision by U.S. Pretrial Services including the following special release condition(s):

- ☐ the defendant shall report as directed by U.S. Pretrial Services
- ☐ the defendant shall seek or maintain gainful employment
- ☐ the defendant shall remain in the custody of a third party custodian
- ☒ the defendant shall submit to random drug testing and/or treatment as directed by U.S. Pretrial Services
- ☐ the defendant's travel shall be restricted to \_\_\_\_\_
- ☐ the defendant shall comply with a curfew from \_\_\_\_\_ to \_\_\_\_\_
- ☐ the defendant shall submit to electronic monitoring
- ☐ other special condition \_\_\_\_\_

### VIOLATION

The defendant has apparently violated the release conditions by:

- ☐ not reporting as directed
- ☐ failing to maintain or secure gainful employment
- ☐ not residing with the third party custodian
- ☒ failed to report for drug testing and/or scheduled treatment
- ☐ traveling outside of the court restricted area without Court permission
- ☐ violating curfew
- ☐ violating the terms of electronic monitoring
- ☐ other: \_\_\_\_\_

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NOTICE OF VIOLATION OF RELEASE CONDITIONS

RE: WINSLOW NORTON  
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DETAILS OF ALLEGED VIOLATION

On Friday, February 15, 2008, this officer was informed by East Bay Community Recovery Project in Oakland, California, that Mr. Norton failed to appear for drug testing on February 14, 2008.

On February 26, 2008, this officer contacted East Bay Community Recovery Project to determine whether Mr. Norton submitted any drug tests for the month. A representative indicated that the defendant missed a drug test on February 6, 2008. In regards to the notification of Mr. Norton's failure to report for drug testing on February 14<sup>th</sup>, they advised that the defendant did report and submitted to a negative urinalysis on that date and also on February 22, 2008. It should be noted that the facility failed to inform this officer about Mr. Norton's failure to report for drug testing on February 6<sup>th</sup> which was due to some confusion among their staff members.

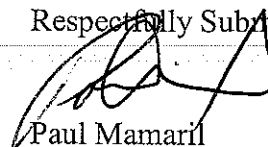
It should be noted that this officer submitted a memorandum on January 28, 2008, regarding his previous missed drug tests. This memorandum is attached for Your Honor's review. This officer has discussed with the defendant about the importance of abiding by his drug testing conditions especially reporting for all random urinalysis.

RECOMMENDATION

Based upon the alleged violation(s), U.S. Pretrial Services respectfully recommends that the Court:


- ☐ not take any punitive action at this time
- ☐ convene a Bail Violation Hearing to discuss this situation
- ☒ other: The defendant is scheduled to appear before Your Honor on Monday, March 24, 2008, at 10:00am.

Respectfully Submitted,



Paul Mamaril  
U.S. Pretrial Services Officer

Reviewed by:



For  
Allen Lew, Supervising  
U.S. Pretrial Services Officer

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**NOTICE OF VIOLATION OF RELEASE CONDITIONS**

**RE: WINSLOW NORTON  
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**cc: D. Lowell Jensen, U.S. District Judge  
Harold Rosenthal, Defense Counsel  
Stephen Corrigan, Assistant U.S. Attorney**